

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

FRANK NELLUM,
Plaintiff,

v.

EXELON CORPORATION, *et al.*,
Defendants.

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Case No. 2:22-cv-1093-JDW

ORDER

AND NOW, this 5th day of May, 2022, upon consideration of Plaintiff Frank Nellom's Motion to Proceed *In Forma Pauperis* (ECF No. 5), and *pro se* Complaint (ECF No. 1) it is **ORDERED** as follows:

1. Leave to proceed *in forma pauperis* is **GRANTED** pursuant to 28 U.S.C. § 1915;
2. The Complaint is deemed filed; and
3. The Complaint is **DISMISSED IN PART WITH PREJUDICE AND IN PART WITHOUT PREJUDICE** for the reasons in the accompanying Memorandum, as follows:

a. All claims under the Pennsylvania Constitution seeking money damages are **DISMISSED WITH PREJUDICE**.

b. All other claims are **DISMISSED** without prejudice as barred by *Heck v. Humphrey*, 512 U.S. 477 (1994), for the reasons stated in *Nellom v. Exelon Corp.*, No. 22-268, 2022 WL 784518 (E.D. Pa. Mar. 15, 2022).

The Clerk of Court shall mark this case closed for statistical purposes.

BY THE COURT:

/s/ Joshua D. Wolson

JOSHUA D. WOLSON, J.